

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

MAIL

FITCH EVEN TABIN AND FLANNERY 120 SOUTH LA SALLE STREET SUITE 1600 CHICAGO IL 60603-3406

AUG 1 6 2004

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

In Re Application of Michael Brauss Application Serial No. 10/706,385 Filed: November 12, 2003

DECISION ON PETITION TO ACCEPT COLOR DRAWINGS

For: SYSTEM AND METHOD FOR DISPLAYING MATERIAL CHARACTERISTIC INFORMATION

This is a decision on the petition under 37 C.F.R. § 1.84(a)(2), filed April 12, 2004, requesting acceptance of color drawings and color photographs.

The petition requests that the color drawings, noted as figures 7 through 12 be accepted in lieu of black and white drawings.

A grantable petition under 37 C.F.R. § 1.84(a)(2) must be accompanied by a fee set forth under 37 C.F.R. § 1.17(h), three (3) sets of the color drawings in question, a black and white photocopy of said drawings, and the specification must contain, or be amended to contain, the following language as the first paragraph in that portion of the specification relating to the brief description of the drawings:

"The patent or application file contains at least one drawing executed in color. Copies of this patent or patent application publication with color drawing(s) will be provided by the Office upon request and payment of the necessary fee."

The petition was filed without 3 (three) complete sets of color drawings of figures 7 through 12 and a black and white photocopy of the drawings. Submitted with the Petition was one set of colored drawings for figures 7-12.

As stated, a grantable petition must be accompanied by three (3) sets of the color drawings and color photographs. Accordingly, the petition is **Denied**.

Petitioner may submit a request for reconsideration within <u>TWO MONTHS</u> of the date of this decision. Any request for reconsideration should be complete, i.e., include three (3) sets of color drawings, color photographs and a black and white photocopy of the same.

Dwayne D. Bost

Special Program Examiner Technology Center 2600

Communications